

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

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In re:

Chapter 11

97 2ND LLC,

Case No. 17-74756 (REG)

Debtor.

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97 2nd LLC for itself and as a third party  
beneficiary,

Adv. Pro. No. 17-08247 (REG)

Plaintiff,

against

DS 97 2nd Ave Note Purchaser LLC, DS 97 2nd Ave  
Property Owner LLC, Michael Shah, and ACM CRE  
FUND I, LP,

Defendants.

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**DECLARATION OF SERVICE**

I, J. Ted Donovan, declare under the penalties of perjury pursuant to 28 U.S.C. § 1746:

On September 19, 2017, I caused to be served the Summons and Complaint, together with all Exhibits thereto on the Defendants and counsel as set forth on the attached **Exhibit “A”**, by regular mail by causing a true copy of same, enclosed in a fully paid wrapper, postage pre-paid, and properly addressed to such persons and/or entities, to be deposited in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.

Dated: New York, New York  
September 22, 2017

/s/ J. Ted Donovan

EXHIBIT A

DS 97 2nd Ave Note Purchaser LLC  
114 East 13<sup>th</sup> Street, Front 1  
New York, NY 10003-5329

DS 97 2nd Ave Property Owner LLC  
114 East 13<sup>th</sup> Street, Front 1  
New York, NY 10003-5329

Michael Shah  
114 East 13<sup>th</sup> Street, Front 1  
New York, NY 10003-5329

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